

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

FREE STATE OF BAVARIA, *represented by*
THE UNIVERSITY OF WÜRZBURG,

Plaintiff,

V.

THE OHIO STATE UNIVERSITY, *et al.*,

Defendants.

Case No. 2:22-cv-02580-SDM-CMV

Judge Sarah D. Morrison

Magistrate Judge Chelsey M. Vascura

JOINT STATUS REPORT

Pursuant to the Court’s Notation Order entered on June 24, 2024 [ECF No. 89], Plaintiff Free State of Bavaria, represented by The University of Würzburg (“UW”), Defendants Nationwide Children’s Hospital and The Research Institute at Nationwide Children’s Hospital (together, “NCH”), and Defendant Dr. Brian Kaspar (“Dr. Kaspar”), through their undersigned counsel, hereby submit this joint status report.

On April 24, 2023, the Court stayed this matter pending resolution of UW’s related lawsuit against The Ohio State University (“OSU”) before the Ohio Court of Claims, captioned *Free State of Bavaria, represented by The University of Würzburg v. The Ohio State University*, No. 2022-00495JD (the “State Action”). [ECF No. 85.] The Court contemporaneously denied NCH and Dr. Kaspar’s Motions to Dismiss without prejudice to refile after the stay is lifted. [ECF No. 85 at 11.]

The Ohio Court of Claims held a bench trial in the State Action from May 6 to May 13, 2024, and UW and OSU filed post-trial briefs on May 31, 2024. The parties are awaiting the State Court's opinion and order on the disposition of the trial.

Accordingly, the parties respectfully request the opportunity to file another joint status report with the Court within fourteen days after the State Court issues its opinion and order or by October 31, 2024, whichever is earlier. The parties thank the Court for its continued attention to this matter.

(Signatures on following page)

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on July 19, 2024, I caused the foregoing Joint Status Report to be electronically filed with the Clerk of Court and served on all counsel of record via the CM/ECF filing system.

/s/ Justin M. Croniser

Justin M. Croniser

One of the Attorneys for Plaintiff